

STATE MS.-DE SOTO CO. *BC*
FILED *M*

MAY 21 1 01 PM '03

BK 444 PG 329
W.F. DAVID JR. CLK.

This instrument prepared by
and return to:
 Eulyse M. Smith, Attorney
 4917 William Arnold Road
 Memphis, TN 38117
 Phone: 901-683-0223

AFFIDAVIT AS TO HEIRS

STATE OF TENNESSEE
 COUNTY OF SHELBY

On this 21st day of May, 2003, before me personally appeared **EULYSE M. SMITH**, to me personally know, who being by me duly sworn, on oath did say:

That Affiant is familiar with the family history of **JAMES H. DAVENPORT, Deceased**, and **VIRGINIA S. DAVENPORT, Deceased**, who were the owners of the fee as tenants in common of the following real property located lying and being situated in DeSoto County, Mississippi:

70 acres, being the North part of the Northeast Quarter of Section 7, Township 3, Range 5 West, containing 70 acres, the Northwest Quarter of Section 8, Township 3, Range 5 West containing 160 acres, and approximately 40 acres, more or less, being all that part North of the Northwest-Mississippi Drainage District ditch of the West Half of the Northeast Quarter of Section 8, Township 3, Range 5 West, containing in all 270 acres, more or less subject to a reservation on the Stephen Myers, et al, of an undivided one-half of all mineral rights in and as the mineral rights to the said lands, including gas and oil. Also subject to an easement given to the American-Louisiana Truck Gas Line; and to road rights-of-way public utility easements, and zoning and subdivision regulations of DeSoto County, Mississippi.

This being the same land conveyed by H. L. Strickland et ux, to J. H. Davenport and A. W. Davenport by Warranty Deed dated January 2, 1957, recorded in Book 43, Page 299 of the deed records of DeSoto County, Mississippi; and, the same land conveyed by A. W. Davenport to Virginia S. Davenport by Warranty Deed dated the 29th day of July 1960, recorded in Book 48, Page 282, of the deed records of DeSoto County, Mississippi.

INDEXING INSTRUCTIONS: NW1/4, Sec.7, T3, R5W; NW1/4, Sec. 8, T3, R5W; W1/2 NE1/4, Sec. 8, T3, R5W

That the decedent **JAMES H. DAVENPORT** died on the 28th day of December, 1999, a resident citizen of Memphis, Shelby County, Tennessee and that the place of residence and homestead, at the time of his death, was 3670 E. Holmes Road, Memphis, Tennessee, 38118;

That the decedent **JAMES H. DAVENPORT** left surviving the following persons, as heirs or otherwise interested in the estate,

- His wife, Virginia S. Davenport; and,
- His children: John Allen Davenport; James Earl Davenport; and Martha Lou Davenport Kopke; and,

Affiant further states that the decedent, **JAMES H. DAVENPORT**, left no other children or adopted children or descendants of deceased children or adopted children, and that all of the above parties were over twenty-one years of age and the time of the decedent's death.

That the decedent, **JAMES H. DAVENPORT**, left a will, however said will was never probated. A copy of the original will is attached hereto this Affidavit as Exhibit "A";

That the decedent, **JAMES H. DAVENPORT**, left no debts in the State of Mississippi, however a Mississippi Estate Tax Return was filed, a copy of which is attached hereto this Affidavit as Exhibit "B".

That the decedent, ***VIRGINIA S. DAVENPORT***, died on the 8th day of January, 2002, a resident citizen of Memphis, Shelby County, Tennessee, and that the place of residence and homestead, at the time of her death, was 3670 E. Holmes Road, Memphis, Tennessee, 38118;

That the decedent, ***VIRGINIA S. DAVENPORT***, left surviving the following persons, as heirs or otherwise interested in the estate,

- Her children: John Allen Davenport; James Earl Davenport; and Martha Lou Davenport Kopke; and,

Affiant further states that the decedent, ***VIRGINIA S. DAVENPORT***, left no other children or adopted children or descendants of deceased children or adopted children, and that all of the above parties were over twenty-one years of age and the time of the decedent's death.

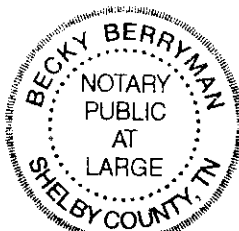
That the decedent, ***VIRGINIA S. DAVENPORT***, left a will which was admitted to probate in Cause Number C-5337 in the Probate Court of Shelby County Tennessee on the 14th day of January, 2002; and that a copy of the Petition For Probate Of Will, Appointment Of Executrix And For Granting Of Letters Testamentary, Order Admitting Will To Probate and Appointment Of Executrix, and the Last Will and Testament of Virginia Davenport, all of which have been certified in accordance with the Acts of Congress, are attached hereto this Affidavit, as Exhibit "C" collectively; that Notice to Creditors was published in accordance with T.C.A.30-2-306, et seq, on January 18, 2002 and January 25, 2002; that no claims have been filed against the estate and that the time for filing of claims has expired.

That the decedent, ***VIRGINIA S. DAVENPORT***, left no debts in the State of Mississippi other than Mississippi Estate Taxes; that a Mississippi Estate Tax Return has been filed and that a copy of said return is attached hereto this Affidavit as Exhibit "D".

FURTHER DEPONENT SAYETH NOT.


EULYSE M. SMITH, Affiant

SWORN TO AND SUBSCRIBED before me, a Notary Public in and for the county and state aforesaid, on the day and year above written.



My Commission Expires
May 16, 2006


NOTARY PUBLIC

BK 0444 PG 0331

Last Will and Testament of

EXHIBIT

"A"

I, James H. Davenport, of Shelby County, Tennessee, being of sound mind and disposing memory do hereby make and publish this my last Will and Testament, revoking all other Wills or Codicils heretofore by me made.

First: I direct that the Representative of my estate, hereinafter named, pay as soon after my death as the condition of affairs of my estate will reasonably permit, all of my just debts and funeral expenses, cost of administration of my estate and any and all inheritance or estate taxes that may be properly assessed against my estate or any beneficiary thereof.

Second: All the rest, residue and remainder of my estate, real, personal or mixed, and wheresoever the same may be situated, I give, devise and bequeath unto my husband or wife, Virginia Davenport, in fee simple and absolutely.

Third: I hereby nominate and appoint my said wife or husband, Virginia Davenport, Executrix of my Last Will and Testament and direct that no bond or security be required of her or him as Executrix.

In Testimony whereof I have hereunto set my signature, this the

18th day of June, 1962.

James H. Davenport
Name

Signed by the said James H. Davenport, signifying the same to us to be his or her Last Will and Testament, in the presence of us, the undersigned, who at his request and in his sight and in the presence of each other, have subscribed our names as attesting witnesses the day and date above written.

Thos J. Lannon
Witness

Ann Davenport
Witness

Mississippi
Estate Tax Return **BK 0444 PG 033****EXHIBIT****"B"**

Instructions This return must be typed. Round to the nearest whole dollar. The executor or administrator must complete the following for the entire estate. Attach a copy of the Federal Form 706 with all accompanying schedules, copies of any gift tax returns filed, a copy of the death certificate and a certified copy of the will if the decedent died testate. If decedent died testate, enter an X in the box labeled TESTATE.

Copies or reproductions of the official form may result in a penalty. Failure to submit your return on the original form may result in a penalty.

Due Date This return must be filed within 9 months from the date of death of the decedent when the gross value of the estate exceeds the specific exemption, unless an approved extension has been granted. Attach a copy of the approved IRS and MS extensions.

Decedent's Last Name Davenport, James H. Decedent's First Name, Middle, and Maiden Memphis, Shelby, TN Domicile City, County and State

Decedent's Social Security Number

415-58-3779☐ Amended☐ Address Change
Make changes below.

Date of Death

12 / 28 99☒ Testate

Davenport, Virginia 3670 E. Holmes Rd. Memphis, TN 901-363-9541

Executor's Last Name

First Name

Address

Phone

Co-Executor's Last Name

First Name

Address

Phone

Eulysse M. Smith 4917 William Arnold Rd. Memphis, TN 901-683-0223

Attorney of Record

Address

Phone

John T. McClanahan, CPA 2786 Stage Center Dr. Bartlett, TN 901-377-0478

Accountant of Record

Address

Phone

- | | | |
|--|----|------------------|
| 1. Gross Estate per the Federal Form 706..... | 1. | <u>1,249,587</u> |
| 2. Mississippi Estate..... | 2. | <u>396,354</u> |
| 3. Percentage of Estate in Mississippi (Line 2 divided by Line 1)..... | 3. | <u>31.72 %</u> |
| 4. Adjustments to Gross Estate shown on Federal Form 706 | | |
| Gifts made within 3 years of date of death (Year, Value) | | |
| _____ | | |
| _____ | | |
| _____ | | |

Total Gifts..... 4.

- | | | |
|---|-----|----------------|
| 5. Total Mississippi Gross Estate..... | 5. | <u>396,354</u> |
| 6. Deductions from Gross Estate..... | 6. | <u>396,354</u> |
| Residents (Line 2 of Federal Form 706) | | |
| Nonresidents (Multiply Line 2 of the Federal Form 706 by Line 3 above) | | |
| 7. Exemption (see Instructions on page 2)..... | 7. | |
| Residents (Exemption from page 2) | | |
| Nonresidents (Multiply Available Exemption from page 2 by Line 3 above) | | |
| 8. Adjustments | 8. | |
| 9. Taxable Estate..... | 9. | <u>0</u> |
| 10. Tax Due from the Mississippi Tax Tables..... | 10. | <u>0</u> |
| 11. State Death Tax Credit allowable (Line 15 of 706 * Line 3 above)..... | 11. | |
| 12. Tax Due (Greater of Line 10 or Line 11)..... | 12. | <u>0</u> |
| 13. Less Tax Previously Paid..... | 13. | <u>0</u> |
| 14. Tax Due with this Return | 14. | <u>0</u> |
| 15. Interest (1/2 of 1% per month from due date until paid)..... | 15. | |
| 16. 10 % Penalty if applicable (Multiply Line 14 by 10%)..... | 16. | |
| 17. TOTAL DUE..... | 17. | <u>0</u> |

☐ Section 6166
Installment

Make check payable to
Mail return to

State Tax Commission
Post Office Box 1033
Jackson, MS 39215

I declare, under the penalties of perjury, that this return (including any accompanying schedules) has been examined by me and to the best of my knowledge and belief is a true, correct and complete return.

John T. McClanahan
Signature of Preparer
9/17/00
Date
901-377-0478
Telephone of Preparer

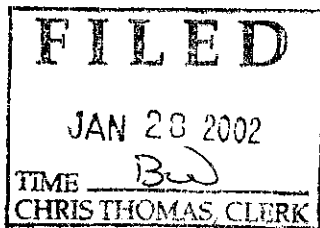
PROOF OF PUBLICATION

COST OF PUBLICATION

STATE OF TENNESSEE, COUNTY OF SHELBY

Total \$ 37.00

NOTICE TO CREDITORS
 IN THE PROBATE COURT OF
 SHELBY COUNTY, TENNESSEE
 No. C-0005337
 Estate of Virginia Davenport, de-
 ceased. (DOD 1/8/02)
 Notice is hereby given that on the
 14th day of January 2002, Letters of
 Testamentary in respect of the estate
 of Virginia Davenport, deceased, were
 issued to the undersigned by the Pro-
 bate Court of Shelby County, Tennes-
 see. All persons, residents and non-
 residents, having claims matured or
 unmatured, against this estate are re-
 quired by law to file the same with the
 Clerk of the above named Court within
 4 months from the date of the first
 publication of this notice, otherwise
 their claims will be forever barred in the
 manner and to the extent provided by
 law.
 This 14th day of January 2002.
 (Signed) Martha Lou Kopke Executor
 Estate of Virginia Davenport
 Eulyse M. Smith,
 Attorney
 Jan. 18, 25, 2002 8973



PERSONALLY appear before me, **Erica Doyle**, Notary
Public of Shelby County, Tennessee, **Jamie Reed**, who
 being first duly sworn, made oath that she is the **Adm.**
Asst. of THE DAILY NEWS PUBLISHING
COMPANY, the Publisher of THE DAILY NEWS, a daily
 newspaper of general circulation, published in the City of
 Memphis, County of Shelby and State of Tennessee, and
 that the hereto attached publication appeared on the same
 on the following dates:

January 18, 2002

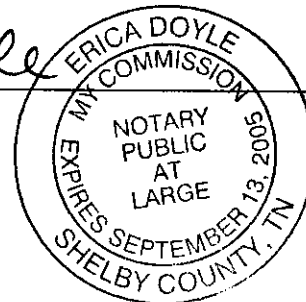
January 25, 2002

THE DAILY NEWS PUBLISHING COMPANY

By: Jamie ReedSTATE OF TENNESSEE
COUNTY OF SHELBY

Before me, the undersigned, a Notary Public of the State
 and County aforesaid, personally appeared **Jamie Reed**,
 whom I am personally acquainted. (or proved to me on the
 basis of satisfactory evidence) and who, upon oath,
 acknowledged herself to be the president for other officer
 authorized to execute the instrument) of **The Daily News**
Publishing Co. the within named bargainer, a corporation,
 and that she as such officer, executed the foregoing
 instrument for the purposes therein contained by signing
 the name of the corporation by herself as **Adm. Asst.**
WITNESS my hand and Official Seal at office this 25th
 day of **January, 2002.**

Erica Doyle
 Notary Public



EXHIBIT

"C"

IN THE PROBATE COURT OF SHELBY COUNTY, TENNESSEE

IN RE:

ESTATE OF

VIRGINIA DAVENPORT,
Deceased.

NO: C 5337

ORDER ADMITTING WILL TO PROBATE
AND APPOINTMENT OF EXECUTRIX

This cause came on to be heard upon the sworn petition of *Martha Lou Kopke* for the admission to Probate of a six (6) page typewritten instrument purporting to be the Last Will and Testament of Virginia Davenport, deceased, and upon publication in open Court of said typewritten instrument, same being dated the 6th day of August, 2001, and subscribed by *Margaret G. Moseley and Robert Charles Moseley* as attesting witnesses; upon testimony of the Petitioner and upon affidavits of the attesting witnesses; and,

IT APPEARING TO THE COURT from the affidavits of the attesting witnesses that said typewritten instrument was written in the lifetime of Virginia Davenport and was signed by her on the date it bears as and for her Last Will and Testament and in her presence, and in the presence of each other, the attesting witnesses, *Margaret G. Moseley and Robert Charles Moseley* subscribed their names to said instrument as attesting witnesses on the date and year said Last Will and Testament bears; that at the time of the execution of said Last Will and Testament, Virginia Davenport was more than eighteen (18) years of age and of sound mind and disposing memory; that your Petitioner, *Martha Lou Kopke*, was named as Executrix, without bond; and,

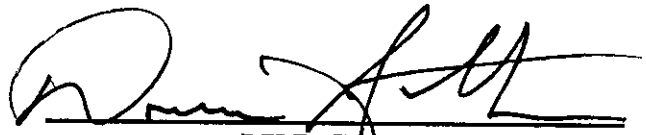
IT FURTHER APPEARING TO THE COURT that said instrument offered for probate waives the bond of the Executrix and waives the making, rendering or filing of any inventory or accounting, either final or otherwise; and,

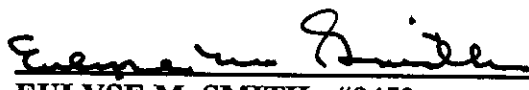
IT FURTHER APPEARING TO THE COURT that Virginia Davenport died a resident citizen of Memphis, Shelby County, Tennessee on the 8th day of January, 2002, and that her usual place of residence at the time of her death was 3670 East Holmes Road, Memphis, Shelby County, Tennessee.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the said six (6) page typewritten instrument being dated the 6th day of August, 2001, is the true, whole and Last

Will and Testament of Virginia Davenport, deceased, and that the Will is hereby admitted to Probate as such; that *Martha Lou Kopke* be and she is hereby appointed Executrix without bond, the bond being waived in the will; and, that the Clerk of this Court is hereby directed to issue to the said *Martha Lou Kopke* Letters Testamentary, upon her taking the necessary oath, and to record and file same in the Record of Wills of this Court.

ALL OF WHICH IS ORDERED, ADJUDGED AND DECREED THIS 14th
DAY OF JANUARY, 2002.


JUDGE
BY INTERCHANGE
Date: 1/14/02


EULYSE M. SMITH #8452
Attorney for Petitioners
4917 William Arnold Road
Memphis, TN 38117
Phone: 901-683-0223
Fax: 901-680-9289
Email: esmith@smithlaw55.com

This case assign
to
ROBERT BENHAM, JUDGE
Division One

IN THE PROBATE COURT OF SHELBY COUNTY, TENNESSEE

BK 0444 PG 0336

FILED

JAN 1 2002

TIME 10:30 as
CHRIS THOMAS, CLERK

IN RE:

ESTATE OF

VIRGINIA DAVENPORT,
Deceased.

NO: C-5357

PETITION FOR PROBATE OF WILL, APPOINTMENT OF EXECUTRIX
AND FOR GRANTING OF LETTERS TESTAMENTARY

TO THE HONORABLE JUDGES OF THE PROBATE COURT OF SHELBY COUNTY,
TENNESSEE:

Comes now your Petitioner, *Martha Lou Kopke*, who would respectfully state and show
unto the Court as follows:

That your petitioner *Martha Lou Kopke* is a resident of Tempe, Maricopa County,
Arizona and is the daughter of the decedent, Virginia Davenport;

That the decedent died a resident citizen of Memphis, Shelby County, Tennessee on the
8th day of January, 2002, at sixty-nine (69) years of age and that at the time of her death, the
decedent's usual place of residence was 3670 East Holmes Road, Memphis, Shelby County,
Tennessee, 38118;

That following the death of the decedent, your petitioner came into possession of a six (6)
page typewritten instrument purporting to be the Last Will and Testament of Virginia Davenport,
signed by her on the 6th day of August, 2001, naming *Martha Lou Kopke* as Executrix, to serve
without the necessity of posting bond, and witnessed by *Margaret G. Moseley and Robert
Charles Moseley*; and, that said instrument is made an exhibit to this petition and is hereto the
Court shown;

That the devisees and/or legatees under the Last Will and Testament of Virginia
Davenport, deceased, are as follows: *John Allen Davenport*, son, resident of Memphis, Shelby
County, Tennessee; *James Earl Davenport*, son, resident of Tucson, Pima County, Arizona; and
Martha Lou Kopke, daughter, resident of Tempe, Maricopa County, Arizona and your Petitioner
herein;

That under the laws of intestate succession, there are no others who would also be entitled
to the decedent's property;

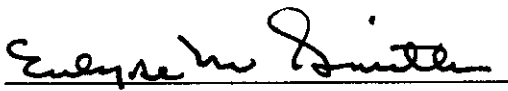
That the instrument offered for probate waives the bond of the Executrix and waives the making, rendering or filing of any inventory or accounting, either final or otherwise, to any court; and,

That your petitioner has made a thorough search for wills or codicils signed later than the one presented or documents revoking the one presented but has found no other or later will or codicil or document revoking the presented document; that having found no later will or codicil or document revoking the document presented, Petitioner believes the document being offered for probate to be the true and whole Last Will and Testament of Virginia Davenport, deceased.

WHEREFORE, PREMISES CONSIDERED, Petitioner prays:

1. That said typewritten instrument dated the 6th day of August 2001, signed by Virginia Davenport, be admitted to Probate and that Letters Testamentary be issued to *Martha Lou Kopke*, Petitioner herein, and that she be appointed as Executrix without bond, the bond having been waived in the Will; and,
2. That she have such other and further relief as she may in the premises merit.


MARTHA LOU KOPKE
Petitioner


EULYSE M. SMITH, #8452
Attorney for Petitioner
4917 William Arnold Road
Memphis, TN 38117
Phone: (901) 683-0223
Fax: (901) 680-9289
Email: esmith@smithlaw55.com

STATE OF TENNESSEE
COUNTY OF SHELBY

MARTHA LOU KOPKE, being first duly sworn, makes oath that the facts stated in the foregoing petition are true to the best of her knowledge, information and belief.

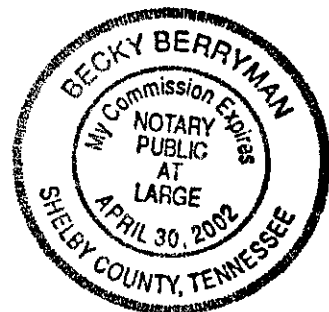
Martha Lou Kopke
MARTHA LOU KOPKE

SWORN TO AND SUBSCRIBED before me, a Notary Public, this the 14th day of January, 2002.

Becky Berryman
NOTARY PUBLIC

My Commission Expires:

4-30-02



LAST WILL AND TESTAMENT
OF
VIRGINIA DAVENPORT

I, VIRGINIA DAVENPORT, of Memphis, Shelby County, Tennessee, being of sound mind and disposing memory, do hereby make, publish and declare this instrument of writing as and for my Last Will and Testament, hereby revoking any and all other Wills and Testaments heretofore by me at any time made, and do hereby dispose of all property of every kind which I may own at the time of my death as follows:

ITEM I

I hereby authorize and direct my Executrix, hereinafter named, to pay all of my just debts, funeral expenses, expenses of last illness and burial, cost and expense of executing this Will, and all estate, inheritance and succession taxes, and all other taxes and duties of a similar nature by whatsoever called, levied or assessed upon my estate, or any part thereof, as soon after my death as shall be practicable.

Towards the end that my Executrix shall use her discretion in selecting what part of my estate shall be used for the payment of the obligations enumerated above, I hereby authorize and fully empower my said Executrix to sell, either for cash or upon credit, at public or private sale, any part of my estate, real or personal, and no purchaser shall be bound or concerned to see to the application of any consideration paid for such real or personal property.

ITEM II

I hereby give unto my son, John Allen Davenport, the right to occupy the premises known as 3670 Holmes Road, Memphis, Tennessee, 38118, consisting of four (4) acres and as described in Quit Claim

Deed of record as Register's Instrument Number AT 1335 in the Register's Office of Shelby County, Tennessee, until my Executrix, hereinafter named, determines that said property should be sold along with my other real property surrounding same.

Once all my real estate is disposed of by my Executrix as hereinafter provided, the proceeds of same shall be divided as follows:

- A. One-fourth to my son James Earl Davenport;
and,
- B. The remaining three-fourths to be divided
equally between my son, John Allen Davenport
and my daughter, Martha Lou Davenport Kopke.

Should my son James Earl Davenport predecease me, then in that event, his one-fourth share shall go to his daughter, Jamie Ray Morales. Should either of my other children, John Allen Davenport or Martha Lou Davenport Kopke predecease me, then in that event, their share shall go to their then living issue per stirpes.

ITEM III

All the rest, residue and remainder of my estate, of whatsoever kind or character, and wheresoever situated, of which I may die seized and possessed or to which I may be entitled at the time of my death, I give, devise and bequeath unto my son, John Allen Davenport, and my daughter, Martha Lou Davenport Kopke, in fee simple, to be distributed at the sole discretion of my Executrix, hereinafter named.

I further direct that any beneficiary who contests this will, he or she shall take nothing as his or her share, their share then being divided equally among the remaining beneficiary or beneficiaries.

Deed of record as Register's Instrument Number AT 1335 in the Register's Office of Shelby County, Tennessee, until my Executrix, hereinafter named, determines that said property should be sold along with my other real property surrounding same.

Once all my real estate is disposed of by my Executrix as hereinafter provided, the proceeds of same shall be divided as follows:

- A. One-fourth to my son James Earl Davenport;
and,
- B. The remaining three-fourths to be divided
equally between my son, John Allen Davenport
and my daughter, Martha Lou Davenport Kopke.

Should my son James Earl Davenport predecease me, then in that event, his one-fourth share shall go to his daughter, Jamie Ray Morales. Should either of my other children, John Allen Davenport or Martha Lou Davenport Kopke predecease me, then in that event, their share shall go to their then living issue per stirpes.

ITEM III

All the rest, residue and remainder of my estate, of whatsoever kind or character, and wheresoever situated, of which I may die seized and possessed or to which I may be entitled at the time of my death, I give, devise and bequeath unto my son, John Allen Davenport, and my daughter, Martha Lou Davenport Kopke, in fee simple, to be distributed at the sole discretion of my Executrix, hereinafter named.

I further direct that any beneficiary who contests this will, he or she shall take nothing as his or her share, their share then being divided equally among the remaining beneficiary or beneficiaries.

date I sign this will), even if this statute is amended or repealed hereafter and even if my estate is administered in a state other than Tennessee.

IN WITNESS WHEREOF I have hereunto affixed my signature this 8-6 day of 2001, 2001.


VIRGINIA DAVENPORT

ITEM IV

I do hereby nominate and appoint my daughter, Martha Lou Kopke, to be the Executrix of this, my Last Will and Testament. I do hereby order and direct that no bond or other security of any kind shall be required of my said Executrix for any cause whatsoever, or because of the non-residence of any executor in any state or jurisdiction wherein my Will, or codicil or codicils thereto, shall be required to be or may be proved, probated or filed.

I do further order and direct that my Executrix shall not be required to make, render or file any inventory or accounting, either final or otherwise, to any Court.

ITEM V

In the event my said daughter, Martha Lou Kopke, shall predecease me, or that she shall be unable to act, decline to act or resign as Executrix, then in that event I do hereby nominate and appoint my son, John Allen Davenport, Executor of this, my Last Will and Testament, with all the powers duties, authorities and exemptions heretofore conferred upon my daughter, Martha Lou Kopke, as Executrix, and I expressly direct that my said Executor shall not be required to make bond or give any security of any kind as Executor, and I further order and direct he shall not be required to make or render any inventory or accounting to any Court.

STATE OF TENNESSEE

COUNTY OF SHELBY

Before me, a Notary Public, and for said State and County,
 duly commissioned and qualified, personally appeared _____
Margaret G. Moseley and Robert Charles Moseley
 to me known to be the persons described herein and who signed and

SIGNED, PUBLISHED AND DECLARED BY the Testatrix, VIRGINIA
 DAVENPORT, as and for her Last Will and Testament, in the presence
 of us, who, at her request and in her presence and in the presence
 of each other, subscribe our names hereto as attesting witnesses,
 this the 6th day of August, 2001.

Margaret G. Moseley
 WITNESS

1400 Titus Rd.
 ADDRESS Memphis, TN, 38111

Robert Charles Moseley
 WITNESS

1392 Titus Rd
 ADDRESS Memphis, TN 38111

AFFIDAVIT OF ATTESTING WITNESSES

We, the undersigned, being duly sworn, make oath as follows:

That on the 6th day of August, 2001, VIRGINIA
 DAVENPORT declared and signified to us that the foregoing
 instrument was her Last Will and Testament; that she then signed
 said instrument in our sight and presence; that we, the
 undersigned, at her request, and in her sight and presence, and in
 the presence of each other,
 subscribed our names thereto as attesting witnesses; that, at the
 time, she was more than eighteen (18) years of age, of sound mind
 and memory, and not under any undue influence; and that we, being
 all of the attesting witnesses to said instrument, make and sign
 this Affidavit at her request the day and date above written.

STATE OF TENNESSEE

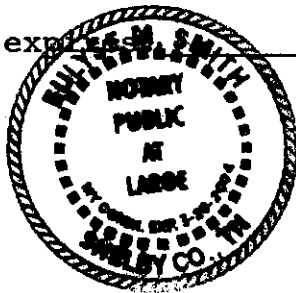
COUNTY OF SHELBY

Before me, a Notary Public, and for said State and County,
duly commissioned and qualified, personally appeared _____
Margaret G. Moseley and Robert Charles Moseley
to me known to be the persons described herein and who signed and
executed the foregoing Affidavit, and who, being first duly sworn,
acknowledged that they signed and executed the same for the
purposes therein contained.

WITNESS my hand and Notarial Seal at office this the 6th
day of August, 2001.

Shirley M. Smith
NOTARY PUBLIC

My commission expires _____

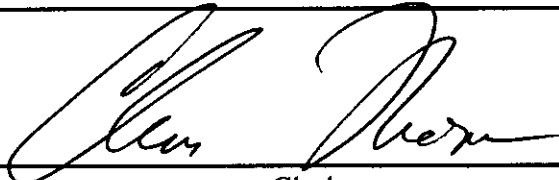


STATE OF TENNESSEE,
SHELBY COUNTY

I, Chris Thomas, Clerk of the Probate Court of said County, do hereby certify that the foregoing
Twelve (12) pages contain a full, true and exact copy of Last Will and Testament of
Virginia Davenport, Deceased. Petition of the said Probate Court
to Admit Last Will and Testament, Appointment of Executrix and for
Granting of Letters Testamentary in the Estate of Virginia Davenport,
Deceased, Order Admitting Last Will and Testament and Appointment of
Executrix in the Estate of Virginia Davenport, Deceased Proof of
Publication in the Estate of Virginia Davenport, Deceased

as the same appears of record on file in Will Book #341 Page #866; Record of Causes #C-5337
Minute Book #517 Page #222; Record of Causes #C-5337 of this office.

In Testimony, Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of
 Memphis, this 16th day of May 2003.


 Clerk

STATE OF TENNESSEE
 SHELBY COUNTY

PROBATE COURT

Memphis, Tennessee

I, ROBERT BENHAM, presiding Judge of Division One of Probate Court of said County, certify that
 Chris Thomas, who gave the foregoing Certificate, is now, and was at the time of signing the same, Clerk of Court,
 and that said Court is a Court of Record, and that his attestation is in due form, and his official acts, as such, are
 entitled to full faith and credit.

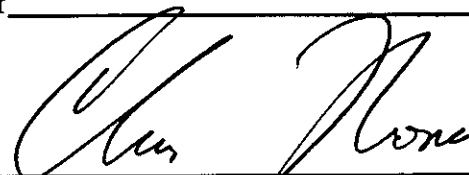
Witness my hand, this 16th day of May 2003


 Judge

STATE OF TENNESSEE
 SHELBY COUNTY

I, Chris Thomas, Clerk of Probate Court of said County, certify that HON. ROBERT BENHAM whose
 signature appears to the above and hereto annexed Certificate, is and was at the time of signing the same, presiding
 Judge of Division One of the Probate Court in and for the County and State aforesaid, duly commissioned and
 qualified, and that all his official acts, as such, are entitled to full faith and credit.

In Testimony, Whereof, I have hereunto set my hand and affixed the seal of said Court, at office, in the City of
 Memphis, this 16th day of May 2003.


 Clerk

BK 0444 PG 0346
Mississippi

Estate Tax Return

For Decedents Dying On or After January 1, 2000

EXHIBIT

"D"

Instructions

This return must be typed. Round to the nearest whole dollar. This return is for decedents dying on or after January 1, 2000. The executor or administrator must complete the following for the entire estate. Attach a copy of the Federal 706 with all accompanying schedules, a copy of the death certificate and a certified copy of the will if the decedent died testate. If decedent died testate, enter an X in the box labeled TESTATE.

Copies or reproductions of the official form are NOT acceptable. Failure to submit your return on the original form may result in a penalty.

Due Date

This return must be filed within 9 months from the date of death of the decedent when the gross value of the estate exceeds the specific exemption, unless an approved extension has been granted. Attach a copy of the approved IRS and MS extensions.

DAVENPORT

Decedent's Last Name

VIRGINIA E SHORT

Decedent's First Name, Middle, and Maiden

1/8/2002

Date of Death

411-80-8229

Decedent's Social Security Number

MEMPHIS SHELBY TN

Domicile City, County and State

☐ Amended ☒ Testate

KOPKE, MARTHA

Executor's Last Name, First Name

1130 W. AUBURN DRIVE TEMPE, AZ 8528 (480) 491-4234

Address

Phone

Executor's Last Name, First Name

Address

Phone

EULYSE M. SMITH

4917 WILLIAM ARNOLD RD, MEMPHIS, TN

(901) 683-0223

Attorney of Record

Address

Phone

JOHN T. McCLANAHAN

2786 STAGE CENTER DR, BARTLETT, TN

(901) 377-0478

Accountant of Record

Address

Phone

TAX COMPUTATION

1. Gross Estate per the Federal Form 706	3,814,315
2. Mississippi Gross Estate	862,500
3. Percentage of Estate in Mississippi (Line 2 divided by Line 1)	22.6122%
4. State Death Tax Credit allowable (Line 15 of 706)	183,608
5. Mississippi Proration of State Death Tax Credit (Line 3 * Line 4)	41,518
6. Less Tax Previously Paid	4,000
7. Tax Due with this Return	37,518
8. Interest (1/2% per month from original due date until paid)	
9. 10 % Penalty if applicable (Multiply Line 7 by 10%)	
10. TOTAL DUE	37,518



Section 6166 Installment Election

**NO PAYMENT WITH RETURN- SEE
EXPLANATION BEHIND RETURN**

Make check payable to
Mail return to

State Tax Commission
Post Office Box 1033
Jackson, MS 39215

I declare, under the penalties of perjury, that this return (including any accompanying schedules) has been examined by me and to the best of my knowledge and belief is a true, correct and complete return.

Signature of Executor or Co-Executors

John T. McClanahan
Signature of Preparer

4/5/2003

Date

901-377-0478

Telephone of Preparer